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REMARKS/ARGUMENTS

Reconsideration is respectfully requested in view of the preceding amendments and following remarks.

Claims 11 to 20 and claims 26 to 34 Stand Rejected Under 35 U.S.C. 101

Applicants respectfully disagree that "logic" as used in the claims does not fall within the statutory categories of invention. Nonetheless, to advance prosecution of the application, Applicants have amended to claims to make it clear that the logic is "on a computer readable medium," which is clearly a new and useful manufacture. As a result, Applicants believe that these claims have been amended to overcome the Examiner's rejections, and respectfully requests notice to that effect.

Claims 1, 9 to 11, 19 to 21 and 26 to 34 Stand Rejected Under 35 U.S.C. 102(e)

It is respectfully submitted that U.S. Pat. No. 6,629,315 ("Naylor") fails to anticipate claim 1 as presently amended. "A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." *Verdegaal Bros. v. Union Oil Co. of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987); *see also MPEP* §2131.

Claim 1 has been amended to include "identifying a module type;" "searching an external module type definition table for the module type;" and "determining the module type is not defined in the module type definition table." It is respectfully submitted that *Naylor* fails to teach at least these claim limitations. *Naylor* states

> [i]nitially, modules are associated with their module types through a definition mechanism. This mechanism enumerates each module type and the individual modules associated with it. The order in which the modules are listed for each module type is the order in which the modules are called when a call point for that module type is reached. . . ."When a system is started, its definitions for the module types and modules are

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read, and an in-memory representation of these definitions is built." Col. 6:39-53.

Although *Naylor* arguably reads an external definition table, *Naylor* fails to disclose searching an external module type definition table for the module type and determining the module type is not defined in the module type definition table. As a result, *Naylor* does not and indeed cannot anticipate independent claim 1. Claim 26 has been similarly amended to require "logic on a computer readable medium for identifying at least one module type not previously defined in the external module type definition table". As described above, *Naylor* fails to disclose this required claim limitation. Thus, Applicants respectfully submit that independent claims 1 and 26 are now in condition for allowance and respectfully requests notice to that effect.

It is respectfully submitted that *Naylor* fails to anticipate the remaining independent claims, namely claims 11, 21 and 30. These claims include limitations that are similar to limitations currently being added to claims 1 and 26, which are believed to overcome the Examiner's rejections over *Naylor*.   For example, claim 11 requires "module type detection logic on a computer readable medium for detecting that a module is of an undefined module type;" claim 21 requires "instructions to determine that the module type of the first module is undefined;" and claim 30 requires "logic on a computer readable medium to determine the module type is undefined in the external module type reference table." *Naylor* fails to teach at least these claim limitations, and as a result, *Naylor* cannot anticipate these independent claims.

The Office Action does not specifically address these claim limitations, which were originally present in independent claims 11, 21 and 30, but not in independent claims 1 and 26 as originally filed. Nonetheless, the basis for rejecting independent claims 11, 21, and 30 was the exact same basis cited to reject independent claim 1. See Office Action, 2/12/07 p. 4 ("As per **claim 11**, it is a system claim, which contains all of the instructions to perform the methods of claim 1, and since claim 1 is rejected, claim 11 is rejected as well.); p. 5 ("As per **claim 21**, it contains all the instructions to perform the methods of claim 1, and since claim 1 is rejected, claim 21 is rejected as well."); and p. 6 ("As per **claim 31**, it contains all the logic components to perform the

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methods of claim 1, since claim 1 is rejected, claim 31 is rejected as well."). The above recited claim limitations were not in claim 1 as originally filed, and thus, claims 11, 21 and 30 are narrower than claim 1.   Therefore, while these claims may arguably encompass the "instructions to perform the methods [of originally filed] claim 1," they also include additional limitations not appearing in claim 1. As described above, these additional limitations are plainly not disclosed in *Naylor.* As a result, Applicants respectfully submit that independent claims 11, 21 and 30 are also in condition for allowance and respectfully requests notice to that effect.

Since all of the independent claims, as currently amended, are believed to overcome the Examiner's objections and rejections, Applicants believe that the claims that depend from these independent claims are now also in condition for allowance respectfully requests notice to that effect.

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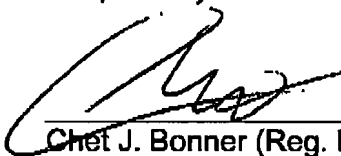HP-10/614,396   **APR 1 8 2007**
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Conclusion

Based on the foregoing amendments and remarks, the Applicants believe that all of the claims in this case are now in a condition for allowance and an indication to that effect is earnestly solicited.   Furthermore, if the Examiner believes that additional discussions or information might advance the prosecution of this case, the Examiner is requested to contact the undersigned at the telephone number indicated below.

Respectfully submitted,

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